**THE HON'BLE SRI JUSTICE V.V.S.RAO**

WRIT PETITION No.26229 OF 2006

DATED 27TH DECEMBER, 2006

Between

Anees Fatema and another

... Petitioners

AND

State of Andhra Pradesh, rep.by Collector, Ranga Reddy District, Hyderabad and others.

... Respondents

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**ORDER:**

The petitioners herein purchased land admeasuring Acs.14.00 in survey Nos.135 and 136 under two registered sale deeds dated 02.05.1979 from M/s.M.Prasada Raju and three others and one G.Mallaiah. After purchasing the property, they also obtained pattadar pass books and title deeds (PPB/TDs) from Mandal Revenue Officer, Rajendranagar. It is also their case that at the request of the petitioners and others in the locality, the Government issued necessary notification under A.P.Urban Areas (Development) Act, 1975 permitting change of land use from agriculture to residential. When the petitioners were developing the land for residential purpose, on 05.12.2006, respondents 2 and 3 along with the staff allegedly came with heavy machinery and occupied a portion of the land. Apprehending forcible dispossession, they filed the present writ petition *inter alia* seeking a direction to respondents not to proceed further in any manner on the portion of the land in survey Nos.135 and 136 of Kismatpur village of Rajendranagar Mandal in Ranga Reddy District.

The matter was initially heard at preliminary stage on 18.12.2006. The same was adjourned to enable the learned Assistant Government Pleader for Revenue (General-T) to get instructions in the matter. After getting instructions, today the learned Assistant Government Pleader submits that the respondents never interfered with the possession of the petitioners in respect of patta land in survey Nos.135 and 136 and that when there was encroachment in Government land in survey No.132 abutting the petitioner's land, the encroachments were removed.

There is no denial that the petitioner's land in survey Nos.135 and 136 is abutting Government land in survey No.132. Therefore, needless to mention,

while taking necessary action to protect the Government land, respondents 2 and 3 may keep in view the boundaries of the Government land and patta land, and may not cause any interference to the activities of the petitioners taken up by them on the land in survey Nos.135 and 136 of Kismatpur village of Rajendranagar Mandal. This observation would be sufficient redressal for the petitioners.

The writ petition is accordingly disposed of. No costs.

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**(V.V.S.RAO,J)**

27.12.2006.
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